



General Assembly

February Session, 2008

Amendment

LCO No. 5376

HB0553305376HR0

Offered by:
REP. O'NEILL, 69th Dist.

To: Subst. House Bill No. 5533

File No. 549

Cal. No. 331

"AN ACT CONCERNING THE SEXUAL ASSAULT OF CHILDREN."

1 After the last section, add the following and renumber sections and
2 internal references accordingly:

3 "Sec. 501. Section 54-250 of the general statutes is repealed and the
4 following is substituted in lieu thereof (*Effective October 1, 2008*):

5 For the purposes of sections 54-102g of the 2008 supplement to the
6 general statutes, as amended by this act, and 54-250 to 54-258a,
7 inclusive, as amended by this act, and sections 502, 503, 504, 507 and
8 508 of this act:

9 (1) "Conviction" means a judgment entered by a court upon a plea of
10 guilty, a plea of nolo contendere or a finding of guilty by a jury or the
11 court notwithstanding any pending appeal or habeas corpus
12 proceeding arising from such judgment.

13 [(2) "Criminal offense against a victim who is a minor" means (A) a
14 violation of subdivision (2) of section 53-21 of the general statutes in

15 effect prior to October 1, 2000, subdivision (2) of subsection (a) of
16 section 53-21, subdivision (2) of subsection (a) of section 53a-70,
17 subdivision (1), (4), (8) or (10) or subparagraph (B) of subdivision (9) of
18 subsection (a) of section 53a-71, subdivision (2) of subsection (a) of
19 section 53a-72a, subdivision (2) of subsection (a) of section 53a-86,
20 subdivision (2) of subsection (a) of section 53a-87, section 53a-90a, 53a-
21 196a, 53a-196b, 53a-196c, 53a-196d, 53a-196e or 53a-196f, (B) a violation
22 of subparagraph (A) of subdivision (9) of subsection (a) of section 53a-
23 71 or section 53a-92, 53a-92a, 53a-94, 53a-94a, 53a-95, 53a-96 or 53a-186,
24 provided the court makes a finding that, at the time of the offense, the
25 victim was under eighteen years of age, (C) a violation of any of the
26 offenses specified in subparagraph (A) or (B) of this subdivision for
27 which a person is criminally liable under section 53a-8, 53a-48 or
28 53a-49, or (D) a violation of any predecessor statute to any offense
29 specified in subparagraph (A), (B) or (C) of this subdivision the
30 essential elements of which are substantially the same as said offense.]

31 [(3)] (2) "Identifying factors" means fingerprints and palm prints,
32 scars, marks or tattoos, a photographic image, and a description of any
33 other identifying characteristics as may be required by the
34 Commissioner of Public Safety. The commissioner shall also require a
35 sample of the registrant's blood or other biological sample be taken for
36 DNA (deoxyribonucleic acid) analysis, unless such sample has been
37 previously obtained in accordance with section 54-102g of the 2008
38 supplement to the general statutes, as amended by this act.

39 [(4)] "Mental abnormality" means a congenital or acquired condition
40 of a person that affects the emotional or volitional capacity of the
41 person in a manner that predisposes that person to the commission of
42 criminal sexual acts to a degree that makes the person a menace to the
43 health and safety of other persons.

44 (5) "Nonviolent sexual offense" means (A) a violation of section 53a-
45 73a or subdivision (2) of subsection (a) of section 53a-189a, or (B) a
46 violation of any of the offenses specified in subparagraph (A) of this
47 subdivision for which a person is criminally liable under section 53a-8,

48 53a-48 or 53a-49.]

49 [(6)] (3) "Not guilty by reason of mental disease or defect" means a
50 finding by a court or jury of not guilty by reason of mental disease or
51 defect pursuant to section 53a-13 notwithstanding any pending appeal
52 or habeas corpus proceeding arising from such finding.

53 [(7)] "Personality disorder" means a condition as defined in the most
54 recent edition of the Diagnostic and Statistical Manual of Mental
55 Disorders, published by the American Psychiatric Association.]

56 [(8)] (4) "Registrant" means a person required to register under
57 section [54-251, 54-252,] 54-253 or 54-254 of the 2008 supplement to the
58 general statutes, as amended by this act, or section 502, 503 or 504 of
59 this act.

60 [(9)] (5) "Registry" means a central record system in this state, any
61 other state, [or] the federal government or a foreign country that
62 receives, maintains and disseminates information on persons convicted
63 or found not guilty by reason of mental disease or defect of [criminal
64 offenses against victims who are minors, nonviolent sexual offenses,
65 sexually violent offenses] tier one offenses, tier two offenses, tier three
66 offenses and felonies found by the sentencing court to have been
67 committed for a sexual purpose.

68 [(10)] (6) "Release into the community" means, with respect to a
69 conviction or a finding of not guilty by reason of mental disease or
70 defect of a [criminal offense against a victim who is a minor, a
71 nonviolent sexual offense, a sexually violent offense] tier one offense, a
72 tier two offense, a tier three offense or a felony found by the sentencing
73 court to have been committed for a sexual purpose, (A) any release by
74 a court after such conviction or finding of not guilty by reason of
75 mental disease or defect, a sentence of probation or any other sentence
76 under section 53a-28 that does not result in the offender's immediate
77 placement in the custody of the Commissioner of Correction; (B)
78 release from a correctional facility at the discretion of the Board of
79 Pardons and Paroles, by the Department of Correction to a program

80 authorized by section 18-100c or upon completion of the maximum
81 term or terms of the offender's sentence or sentences, or to the
82 supervision of the Court Support Services Division in accordance with
83 the terms of the offender's sentence; or (C) release from a hospital for
84 mental illness or a facility for persons with mental retardation by the
85 Psychiatric Security Review Board on conditional release pursuant to
86 section 17a-588 of the 2008 supplement to the general statutes or upon
87 termination of commitment to the Psychiatric Security Review Board.

88 [(11) "Sexually violent offense" means (A) a violation of section
89 53a-70, except subdivision (2) of subsection (a) of said section, 53a-70a,
90 53a-70b, 53a-71, except subdivision (1), (4), (8) or (10) or subparagraph
91 (B) of subdivision (9) of subsection (a) of said section or subparagraph
92 (A) of subdivision (9) of subsection (a) of said section if the court
93 makes a finding that, at the time of the offense, the victim was under
94 eighteen years of age, 53a-72a, except subdivision (2) of subsection (a)
95 of said section, or 53a-72b, or of section 53a-92 or 53a-92a, provided the
96 court makes a finding that the offense was committed with intent to
97 sexually violate or abuse the victim, (B) a violation of any of the
98 offenses specified in subparagraph (A) of this subdivision for which a
99 person is criminally liable under section 53a-8, 53a-48 or 53a-49, or (C)
100 a violation of any predecessor statute to any of the offenses specified in
101 subparagraph (A) or (B) of this subdivision the essential elements of
102 which are substantially the same as said offense.]

103 [(12)] (7) "Sexual purpose" means that a purpose of the defendant in
104 committing the felony was to engage in sexual contact or sexual
105 intercourse with another person without that person's consent. A
106 sexual purpose need not be the sole purpose of the commission of the
107 felony. The sexual purpose may arise at any time in the course of the
108 commission of the felony.

109 [(13)] (8) "Employed" or "carries on a vocation" means employment
110 that is full-time or part-time for more than fourteen days, or for a total
111 period of time of more than thirty days during any calendar year,
112 whether financially compensated, volunteered or for the purpose of

113 government or educational benefit.

114 [(14)] (9) "Student" means a person who is enrolled on a full-time or
115 part-time basis, in any public or private educational institution,
116 including any secondary school, trade or professional institution or
117 institution of higher learning.

118 (10) "Tier one offense" means (A) a violation of section 516 or 519 of
119 this act, section 53a-73a other than a violation of subparagraph (A) of
120 subdivision (1) of subsection (a) or subdivision (2) of subsection (a) of
121 section 53a-189a, or (B) a violation of any of the offenses specified in
122 subparagraph (A) of this subdivision for which a person is criminally
123 liable under section 53a-8, 53a-48 or 53a-49.

124 (11) "Tier two offense" means (A) a violation of subdivision (2) of
125 section 53-21 of the general statutes in effect prior to October 1, 2000,
126 subdivision (2) of subsection (a) of section 53-21 of the general statutes
127 in effect prior to October 1, 2008, section 518 of this act, subdivision (2)
128 of subsection (a) of section 53a-70, subdivision (1), (4), (8) or (10) or
129 subparagraph (B) of subdivision (9) of subsection (a) of section 53a-71,
130 subdivision (2) of subsection (a) of section 53a-72a, subparagraph (A)
131 of subdivision (1) of subsection (a) of section 53a-73a, section 53a-90a,
132 53a-196d, 53a-196e or 53a-196f, (B) a violation of subparagraph (A) of
133 subdivision (9) of subsection (a) of section 53a-71 or section 53a-92,
134 53a-92a, 53a-94, 53a-94a, 53a-95 or 53a-96, provided the court makes a
135 finding that, at the time of the offense, the victim was under eighteen
136 years of age, (C) a violation of any of the offenses specified in
137 subparagraph (A) or (B) of this subdivision for which a person is
138 criminally liable under section 53a-8, 53a-48 or 53a-49, or (D) a
139 violation of any predecessor statute to any offense specified in
140 subparagraph (A), (B) or (C) of this subdivision the essential elements
141 of which are substantially the same as said offense.

142 (12) "Tier three offense" means (A) a violation of section 53a-70,
143 except subdivision (2) of subsection (a) of said section, 53a-70a,
144 53a-70b, 53a-71, except subdivision (1), (4), (8) or (10) or subparagraph

145 (B) of subdivision (9) of subsection (a) of said section or subparagraph
146 (A) of subdivision (9) of subsection (a) of said section if the court
147 makes a finding that, at the time of the offense, the victim was under
148 eighteen years of age, 53a-72a, except subdivision (2) of subsection (a)
149 of said section, section 53a-72b, subdivision (2) of subsection (a) of
150 section 53a-86, subdivision (2) of subsection (a) of section 53a-87,
151 section 53a-196a, 53a-196b or 53a-196c, or of section 53a-92 or 53a-92a,
152 provided the court makes a finding that the offense was committed
153 with intent to sexually violate or abuse the victim, (B) a violation of
154 any of the offenses specified in subparagraph (A) of this subdivision
155 for which a person is criminally liable under section 53a-8, 53a-48 or
156 53a-49, or (C) a violation of any predecessor statute to any of the
157 offenses specified in subparagraph (A) or (B) of this subdivision the
158 essential elements of which are substantially the same as said offense.

159 (13) "Transient" means a person who has no residence.

160 (14) "Transient locations" means locations where a transient
161 registrant habitually lives, eats, works, frequents, engages in leisure
162 activities, stations himself or herself during the day or sleeps at night
163 within a specific town or city.

164 (15) "Residence" means a place where a person is living or staying
165 including a temporary residence or lodging, a person's home or a place
166 where a person habitually lives such as a homeless, emergency or
167 other shelter, or a structure that can be located by a street address
168 including, but not limited to, a house, apartment building, motel, hotel,
169 homeless shelter, recreational or other vehicle and vessel, not limited
170 by the length of stay at that residence.

171 (16) "State" means a state of the United States, the District of
172 Columbia, the Commonwealth of Puerto Rico, the Virgin Islands,
173 Guam or any territory or possession of the United States.

174 (17) "Foreign country" means a foreign country where sexual offense
175 convictions are deemed to have been obtained with sufficient
176 safeguards for fundamental fairness and due process including, but

177 not limited to, Canada, Great Britain, Australia and New Zealand.

178 Sec. 502. (NEW) (*Effective October 1, 2008*) (a) Any person who has
179 been convicted or found not guilty by reason of mental disease or
180 defect of a tier one offense and is released into the community shall,
181 not later than three days following such release or, if such person is in
182 the custody of the Commissioner of Correction, at such time prior to
183 release as the commissioner shall direct, register with the
184 Commissioner of Public Safety in accordance with section 507 of this
185 act and shall maintain such registration for fifteen years, except that
186 any person who has one or more prior convictions of any such offense
187 shall maintain such registration for life. Prior to accepting a plea of
188 guilty or nolo contendere from a person with respect to a tier one
189 offense, the court shall (1) inform the person that the entry of a finding
190 of guilty after acceptance of the plea will subject the person to the
191 registration requirements of this section, and (2) determine that the
192 person fully understands the consequences of the plea.

193 (b) Any person who has been convicted or found not guilty by
194 reason of mental disease or defect of a tier one offense and who is
195 subject to the registration requirements of section 54-251 of the general
196 statutes, revised to January 1, 2007, as amended by section 90 of public
197 act 07-4 of the June special session, shall, not later than three business
198 days after October 1, 2008, register under this section and comply with
199 the provisions of section 507 of this act and section 54-102g of the 2008
200 supplement to the general statutes, as amended by this act, except that
201 any person who was convicted, or found not guilty by reason of
202 mental disease or defect, of an offense that is classified as a criminal
203 offense against a victim who is a minor, as defined in subdivision (2) of
204 section 54-250 of the general statutes, revised to January 1, 2007, and
205 that is subject to a ten-year period of registration under section 54-251
206 of the general statutes, revised to January 1, 2007, shall maintain such
207 registration for ten years if so ordered by the court or if such person
208 has (1) not been convicted of any offense for which imprisonment for
209 more than one year was imposed, (2) not been convicted of another
210 sexual offense, (3) successfully completed any periods of probation

211 and parole, and (4) successfully completed an appropriate sexual
212 offender treatment program certified by the state.

213 (c) Notwithstanding the provisions of subsection (a) of this section,
214 the court may exempt any person who has been convicted, or found
215 not guilty by reason of mental disease or defect, of a violation of
216 subdivision (2) of subsection (a) of section 53a-73a of the general
217 statutes or subdivision (2) of subsection (a) of section 53a-189a of the
218 general statutes, from the registration requirements of this section if
219 the court finds that registration is not required for public safety.

220 (d) Any person who files an application with the court to be
221 exempted from the registration requirements of this section pursuant
222 to subsection (c) of this section shall, pursuant to subsection (b) of
223 section 54-227 of the general statutes, as amended by this act, notify the
224 Office of Victim Services and the Victim Services Unit within the
225 Department of Correction of the filing of such application. The Office
226 of Victim Services or the Victim Services Unit within the Department
227 of Correction, or both, shall, pursuant to section 54-230 or 54-230a of
228 the general statutes, as amended by this act, notify any victim who has
229 requested notification of the filing of such application. Prior to
230 granting or denying such application, the court shall consider any
231 information or statement provided by the victim.

232 (e) Any person who violates the provisions of subsection (a) or (b) of
233 this section shall be guilty of a class D felony.

234 Sec. 503. (NEW) (*Effective October 1, 2008*) (a) Any person who has
235 been convicted, or found not guilty by reason of mental disease or
236 defect, of a tier two offense and is released into the community shall,
237 not later than three days following such release or, if such person is in
238 the custody of the Commissioner of Correction, at such time prior to
239 release as the commissioner shall direct, register with the
240 Commissioner of Public Safety in accordance with section 507 of this
241 act and shall maintain such registration for twenty-five years, except
242 that any person previously convicted of any such offense shall

243 maintain such registration for life. Prior to accepting a plea of guilty or
244 nolo contendere from a person with respect to a tier two offense, the
245 court shall (1) inform the person that the entry of a finding of guilty
246 after acceptance of the plea will subject the person to the registration
247 requirements of this section, and (2) determine that the person fully
248 understands the consequences of the plea.

249 (b) Any person who has been convicted or found not guilty by
250 reason of mental disease or defect of a tier two offense and who is
251 subject to the registration requirements of section 54-251 of the general
252 statutes, revised to January 1, 2007, as amended by section 90 of public
253 act 07-4 of the June special session, shall, not later than three business
254 days after October 1, 2008, register under this section and comply with
255 the provisions of section 507 of this act and section 54-102g of the 2008
256 supplement to the general statutes, as amended by this act, except that
257 any person who was convicted, or found not guilty by reason of
258 mental disease or defect, of an offense that is classified as a criminal
259 offense against a victim who is a minor as defined in subdivision (2) of
260 section 54-250 of the general statutes, revised to January 1, 2007, and
261 that is subject to a ten-year period of registration under section 54-251
262 of the general statutes, revised to January 1, 2007, shall maintain such
263 registration for ten years if so ordered by the court or if such person
264 has (1) not been convicted of any offense for which imprisonment for
265 more than one year was imposed, (2) not been convicted of another
266 sexual offense, (3) successfully completed any periods of probation
267 and parole, and (4) successfully completed an appropriate sex offender
268 treatment program certified by the state.

269 (c) Notwithstanding the provisions of subsection (a) of this section,
270 the court may exempt any person who has been convicted or found
271 not guilty by reason of mental disease or defect of a violation of
272 subdivision (1) of subsection (a) of section 53a-71 of the general
273 statutes from the registration requirements of this section if the court
274 finds that such person was under nineteen years of age at the time of
275 the offense and that registration is not required for public safety.

276 (d) Any person who files an application with the court to be
277 exempted from the registration requirements of this section pursuant
278 to subsection (c) of this section shall, pursuant to subsection (b) of
279 section 54-227 of the general statutes, as amended by this act, notify the
280 Office of Victim Services and the Victim Services Unit within the
281 Department of Correction of the filing of such application. The Office
282 of Victim Services or the Victim Services Unit within the Department
283 of Correction, or both, shall, pursuant to section 54-230 or 54-230a of
284 the general statutes, as amended by this act, notify any victim who has
285 requested notification of the filing of such application. Prior to
286 granting or denying such application, the court shall consider any
287 information or statement provided by the victim.

288 (e) Any person who violates the provisions of subsection (a) or (b) of
289 this section shall be guilty of a class D felony.

290 Sec. 504. (NEW) (*Effective October 1, 2008*) (a) Any person who has
291 been convicted, or found not guilty by reason of mental disease or
292 defect, of a tier three offense and is released into the community shall,
293 within three days following such release or, if such person is in the
294 custody of the Commissioner of Correction, at such time prior to
295 release as the commissioner shall direct, register with the
296 Commissioner of Public Safety in accordance with section 507 of this
297 act and shall maintain such registration for life. Prior to accepting a
298 plea of guilty or nolo contendere from a person with respect to a tier
299 three offense, the court shall (1) inform the person that the entry of a
300 finding of guilty after acceptance of the plea will subject the person to
301 the registration requirements of this section, and (2) determine that the
302 person fully understands the consequences of the plea.

303 (b) Any person who has been subject to the registration
304 requirements of section 54-102r of the general statutes, revised to
305 January 1, 1997, as amended by section 1 of public act 97-183, shall, not
306 later than three business days after October 1, 2008, register under this
307 section and comply with the provisions of section 507 of this act and
308 section 54-102g of the 2008 supplement to the general statutes, as

309 amended by this act, except that any person who was convicted, or
310 found not guilty by reason of mental disease or defect, of an offense
311 that is classified as a criminal offense against a victim who is a minor
312 under subdivision (2) of section 54-250 of the general statutes, revised
313 to January 1, 2007, and is subject to a ten-year period of registration
314 under section 54-251 of the general statutes, revised to January 1, 2007,
315 shall maintain such registration for ten years.

316 (c) Any person who violates the provisions of this section shall be
317 guilty of a class D felony.

318 Sec. 505. Section 54-253 of the 2008 supplement to the general
319 statutes is repealed and the following is substituted in lieu thereof
320 (*Effective October 1, 2008*):

321 (a) Any person who has been convicted or found not guilty by
322 reason of mental disease or defect or adjudicated a delinquent child,
323 who is subject to the provisions of the Adam Walsh Child Protection
324 and Safety Act of 2006, P.L. 109-248, in any other state, in a federal, [or]
325 military or Indian tribal court or in any foreign [jurisdiction] country of
326 any crime (1) the essential elements of which are substantially the same
327 as any of the crimes specified in subdivisions [(2), (5) and (11)] (10),
328 (11) and (12) of section 54-250, as amended by this act, or (2) which
329 requires registration as a sexual offender in such other state or in the
330 federal, [or] military or Indian tribal system, and who resides in this
331 state on and after October 1, [1998] 2008, shall [, without undue delay
332 upon] provide to the Commissioner of Public Safety, in writing, not
333 less than forty-eight hours prior to entering the state, such person's
334 name, date of birth and residence address, the state where such person
335 is required to register as a sexual offender and the locations where
336 such person is employed or is enrolled as a student, and shall, within
337 three business days of residing in this state, register with the
338 Commissioner of Public Safety in the same manner as if such person
339 had been convicted or found not guilty by reason of mental disease or
340 defect of such crime in this state in accordance with section 507 of this
341 act, except that the commissioner shall maintain such registration until

342 such person is released from the registration requirement in such other
343 state, federal or military system or foreign [jurisdiction] country.

344 [(b) If any person who is subject to registration under this section
345 changes such person's name, such person shall, without undue delay,
346 notify the Commissioner of Public Safety in writing of the new name.
347 If any person who is subject to registration under this section changes
348 such person's address, such person shall, without undue delay, notify
349 the Commissioner of Public Safety in writing of the new address and,
350 if the new address is in another state, such person shall also register
351 with an appropriate agency in that state, provided that state has a
352 registration requirement for such offenders. If any person who is
353 subject to registration under this section establishes or changes an
354 electronic mail address, instant message address or other similar
355 Internet communication identifier, such person shall, without undue
356 delay, notify the Commissioner of Public Safety in writing of such
357 identifier. If any person who is subject to registration under this
358 section is employed at, carries on a vocation at or is a student at a trade
359 or professional institution or institution of higher learning in this state,
360 such person shall, without undue delay, notify the Commissioner of
361 Public Safety of such status and of any change in such status. If any
362 person who is subject to registration under this section is employed in
363 another state, carries on a vocation in another state or is a student in
364 another state, such person shall, without undue delay, notify the
365 Commissioner of Public Safety and shall also register with an
366 appropriate agency in that state, provided that state has a registration
367 requirement for such offenders. During such period of registration,
368 each registrant shall complete and return forms mailed to such
369 registrant to verify such registrant's residence address and shall submit
370 to the retaking of a photographic image upon request of the
371 Commissioner of Public Safety.]

372 [(c)] (b) Any person not a resident of this state who is registered as a
373 sexual offender under the laws of any other state, the United States or
374 a foreign country and who is employed in this state, carries on a
375 vocation in this state or is a student in this state, shall, [without undue

376 delay] provide to the Commissioner of Public Safety, in writing, not
377 less than forty-eight hours prior to entering the state, such person's
378 name, date of birth and residence address, the state where such person
379 is required to register as a sexual offender and the locations where
380 such person is employed, carries on a vocation or is enrolled as a
381 student, and shall, not later than three business days after the
382 commencement of such employment, vocation or education in this
383 state, register [such person's name, identifying factors and criminal
384 history record, locations visited on a recurring basis, and such person's
385 residence address, if any, in this state, residence address in such
386 person's home state and electronic mail address, instant message
387 address or other similar Internet communication identifier, if any,]
388 with the Commissioner of Public Safety [on such forms and in such
389 locations as said commissioner shall direct and shall] and maintain
390 such registration in accordance with section 507 of this act until such
391 employment, vocation or education terminates or until such person is
392 released from registration as a sexual offender in such other state or
393 foreign country or under the laws of the United States. If such person
394 terminates such person's employment, vocation or education in this
395 state, changes such person's address in this state or establishes or
396 changes an electronic mail address, instant message address or other
397 similar Internet communication identifier such person shall, [without
398 undue delay] within three business days, notify the Commissioner of
399 Public Safety in writing of such termination, new address or identifier.

400 [(d)] (c) Any person not a resident of this state who is registered as a
401 sexual offender under the laws of any other state and who [travels in
402 this state on a recurring basis for periods of less than five days shall
403 notify the Commissioner of Public Safety of such person's temporary
404 residence in this state and of a telephone number at which such person
405 may be contacted] will be entering and remaining in this state for a
406 period of less than five days shall notify the Commissioner of Public
407 Safety in writing not less than forty-eight hours prior to entering the
408 state of such person's name, date of birth and temporary residence
409 address in this state, the state or foreign country where such person is

410 required to register as a sexual offender, the nature of such person's
411 stay in this state, the locations where such person will be while in this
412 state, a telephone number at which such person may be contacted and
413 the dates such person will be in this state and the date such person will
414 be leaving. Any person not a resident of this state who enters this state
415 under the provisions of this subsection and who remains in this state
416 for five or more days shall register with the Commissioner of Public
417 Safety in the same manner as provided in subsection (a) of this section
418 and shall do so within three business days after the fifth day such
419 person has remained in this state after entry.

420 (d) Any person who is a registered sexual offender under the laws
421 of any other state who enters this state and fails to notify the
422 Commissioner of Public Safety in writing not less than forty-eight
423 hours prior to entering the state of the information required under this
424 section or falsely reports such information shall be guilty of a class D
425 felony.

426 (e) Any person who violates the provisions of this section shall be
427 guilty of a class D felony. [, except that, if such person violates the
428 provisions of this section by failing to register with the Commissioner
429 of Public Safety without undue delay or notify the Commissioner of
430 Public Safety without undue delay of a change of name, address or
431 status or another reportable event, such person shall be subject to such
432 penalty if such failure continues for five business days.]

433 Sec. 506. Section 54-254 of the 2008 supplement to the general
434 statutes is repealed and the following is substituted in lieu thereof
435 (*Effective October 1, 2008*):

436 (a) Any person who has been convicted or found not guilty by
437 reason of mental disease or defect in this state on or after October 1,
438 1998, of any felony that the court finds was committed for a sexual
439 purpose, may be required by the court [upon] not later than three days
440 after release into the community or, if such person is in the custody of
441 the Commissioner of Correction, at such time prior to release as the

442 commissioner shall direct to register [such person's name, identifying
443 factors, criminal history record, residence address and electronic mail
444 address, instant message address or other similar Internet
445 communication identifier, if any,] with the Commissioner of Public
446 Safety [, on such forms and in such locations as the commissioner shall
447 direct, and to] in accordance with section 507 of this act and maintain
448 such registration for ten years or life, as determined by the court. If the
449 court finds that a person has committed a felony for a sexual purpose
450 and intends to require such person to register under this section, prior
451 to accepting a plea of guilty or nolo contendere from such person with
452 respect to such felony, the court shall (1) inform the person that the
453 entry of a finding of guilty after acceptance of the plea will subject the
454 person to the registration requirements of this section, and (2)
455 determine that the person fully understands the consequences of the
456 plea. [If any person who is subject to registration under this section
457 changes such person's name, such person shall, without undue delay,
458 notify the Commissioner of Public Safety in writing of the new name.
459 If any person who is subject to registration under this section changes
460 such person's address, such person shall, without undue delay, notify
461 the Commissioner of Public Safety in writing of the new address and,
462 if the new address is in another state, such person shall also register
463 with an appropriate agency in that state, provided that state has a
464 registration requirement for such offenders. If any person who is
465 subject to registration under this section establishes or changes an
466 electronic mail address, instant message address or other similar
467 Internet communication identifier, such person shall, without undue
468 delay, notify the Commissioner of Public Safety in writing of such
469 identifier. If any person who is subject to registration under this
470 section is employed at, carries on a vocation at or is a student at a trade
471 or professional institution or institution of higher learning in this state,
472 such person shall, without undue delay, notify the Commissioner of
473 Public Safety of such status and of any change in such status. If any
474 person who is subject to registration under this section is employed in
475 another state, carries on a vocation in another state or is a student in
476 another state, such person shall, without undue delay, notify the

477 Commissioner of Public Safety and shall also register with an
478 appropriate agency in that state, provided that state has a registration
479 requirement for such offenders. During such period of registration,
480 each registrant shall complete and return forms mailed to such
481 registrant to verify such registrant's residence address and shall submit
482 to the retaking of a photographic image upon request of the
483 Commissioner of Public Safety.]

484 (b) Any person who violates the provisions of this section shall be
485 guilty of a class D felony. [, except that, if such person violates the
486 provisions of this section by failing to notify the Commissioner of
487 Public Safety without undue delay of a change of name, address or
488 status or another reportable event, such person shall be subject to such
489 penalty if such failure continues for five business days.]

490 Sec. 507. (NEW) (*Effective October 1, 2008*) (a) Any person required to
491 register under the provisions of section 502, 503 or 504 of this act or
492 section 54-253 or 54-254 of the 2008 supplement to the general statutes,
493 as amended by this act, shall, as a requirement of such registration,
494 provide the following information upon initial registration and shall
495 maintain such information by reporting any changes, additions or
496 omissions to such person's registry information by appearing in person
497 at the Department of Public Safety or at a location designated by the
498 department:

499 (1) Such person's name, including legal name changes, any name by
500 which the person has been known, nicknames and pseudonyms
501 including any designations or monikers used for self-identification in
502 Internet communications or other postings. If any person who is
503 subject to registration under this section changes such person's name,
504 including legal name changes, nicknames and pseudonyms including
505 any designations or monikers used for self-identification in Internet
506 communications or other postings, such person shall, within three
507 business days of such change, report in person to the Department of
508 Public Safety or a location designated by the department and report
509 such change of information in writing.

510 (2) The current residence address or residence addresses of such
511 person or, if such person is in the custody of the Commissioner of
512 Correction, the residence address or addresses where such person will
513 reside upon such person's release into the community. If any person
514 who is subject to registration under this section changes such person's
515 address, such person shall, within three business days of such change,
516 report in person to the Department of Public Safety or a location
517 designated by the department and report such change of address in
518 writing and, if the new address is in another state or foreign country,
519 such person shall also register with an appropriate agency in that state
520 or foreign country. Any person required to register under the
521 provisions of section 502, 503 or 504 of this act or section 54-253 or 54-
522 254 of the 2008 supplement to the general statutes, as amended by this
523 act, who becomes a transient, shall report such transient status to the
524 Department of Public Safety not later than three business days after
525 becoming transient by reporting in person to the Department of Public
526 Safety or a location designated by the department and reporting such
527 transient status in writing. Such registrant shall sign a statement that,
528 as a transient, such registrant is not residing at a residence. Any such
529 residence shall constitute a change of address and shall be required to
530 be reported under subsection (b) of this section. Such registrant shall
531 report any transient locations, including the specific town or city in
532 which such registrant is claiming to be a transient. Such locations shall
533 be provided with sufficient detail to allow for law enforcement officials
534 to be reasonably able to locate and verify the registrant's presence at
535 such locations. If such transient locations are in another state or foreign
536 country, such person shall also register with an appropriate agency in
537 that other state or foreign country.

538 (3) The name of such person's employer and any address where
539 employed or, if such person is in the custody of the Commissioner of
540 Correction, the name and address of any employer by whom such
541 person will be employed upon release from custody. If any person
542 who is subject to registration changes employment, or the address
543 where such person is employed changes, such person shall, not later

544 than three business days after such change, report in person to the
545 Department of Public Safety or a location designated by the
546 department and report such change in writing and, if the new address
547 is in another state or foreign country, such person shall register with
548 an appropriate agency in that state or foreign country.

549 (4) The name and address of any youth camp, as defined in section
550 19a-420 of the general statutes, provider of child day care services, as
551 defined in section 19a-77 of the general statutes, public or private
552 educational institution, including elementary, middle or high school,
553 regional vocational-technical school, charter school, secondary school
554 or trade or professional institution or institution of higher learning in
555 this state where such registrant is employed, carries on a vocation, is a
556 student or is enrolled. If any person who is subject to registration
557 under this section is employed in another state or foreign country,
558 carries on a vocation in another state or foreign country or is a student
559 in another state or foreign country, such person shall notify the
560 Commissioner of Public Safety and shall also register with an
561 appropriate agency in that state or foreign country. If any person who
562 is subject to registration changes employment, location of vocation or
563 place of enrollment or if the address of any such place changes, such
564 person shall, not later than three business days after such change,
565 report in person to the Department of Public Safety or a location
566 designated by the department and report such change in writing and,
567 if the new employment, school or address is in another state or foreign
568 country, such person shall register with an appropriate agency in that
569 state or foreign country.

570 (b) Any person required to register under the provisions of section
571 502, 503 or 504 of this act or section 54-253 or 54-254 of the 2008
572 supplement to the general statutes, as amended by this act, shall
573 provide the following information to the Department of Public Safety
574 upon initial registration and shall maintain such information by
575 reporting any changes to such information to the Department of Public
576 Safety in writing:

- 577 (1) Such person's date of birth and a copy of such person's birth
578 certificate;
- 579 (2) Such person's Social Security number;
- 580 (3) Any alias names, dates of birth or Social Security numbers that
581 such person is using or has used;
- 582 (4) Identifying factors;
- 583 (5) Such person's criminal history record including any convictions
584 in other states or foreign countries;
- 585 (6) Telephone or cellular telephone number subscribed to or used by
586 such person;
- 587 (7) A copy of such person's Connecticut motor vehicle operator's
588 license or an identity card issued pursuant to section 1-1h of the
589 general statutes;
- 590 (8) The date of such person's conviction, the name and address of
591 the court where such person was convicted and the offense for which
592 such person is required to register;
- 593 (9) The name, office location and telephone number of any
594 probation or parole officer in this or any other state;
- 595 (10) Travel and immigration documents including, but not limited
596 to, passports, alien registration cards and student or work visas;
- 597 (11) Any professional licenses that authorize such person to engage
598 in an occupation or carry on a trade;
- 599 (12) Any electronic mail address, instant message address or other
600 similar Internet communication identifier established or used by such
601 person; and
- 602 (13) The license plate number and description of any vehicles
603 owned, operated or used by such person.

604 (c) In the event that a registrant fails to notify the Department of
605 Public Safety of a change of information required under this section or
606 fails to maintain such information, the Department of Public Safety
607 shall notify the local police department or the state police troop having
608 jurisdiction over the registrant's last reported address, and that agency
609 shall apply for a warrant to be issued for the registrant's arrest under
610 this section. The Department of Public Safety shall not be required to
611 update such information on any registrant whose last reported address
612 was outside this state.

613 (d) Any person required to register under the provisions of section
614 502, 503 or 504 of this act or section 54-253 or 54-254 of the 2008
615 supplement to the general statutes, as amended by this act, shall obtain
616 a motor vehicle operator's license, renew such a license or obtain an
617 identity card issued by the Department of Motor Vehicles prior to
618 registration and shall maintain such license or card for the period such
619 person is required to be registered. Such person shall report to the
620 Department of Motor Vehicles that such person is required to comply
621 with this section, shall provide all information required by said
622 department and shall obtain a current photograph for use on such
623 license or card and for use by the Department of Public Safety in
624 maintaining a current record of registration.

625 (e) Upon the request of any sworn member of an organized local,
626 state or federal law enforcement agency, in the lawful performance of
627 such sworn member's duties, to any person required to register under
628 the provisions of section 502, 503 or 504 of this act or section 54-253 or
629 54-254 of the 2008 supplement to the general statutes, as amended by
630 this act, such person shall produce such person's motor vehicle
631 operator's license or identity card issued by the Department of Motor
632 Vehicles. If such registrant does not have such license or card in such
633 registrant's possession, such registrant shall identify himself or herself
634 as a registered sexual offender. Any such registrant who fails to
635 comply with the provisions of this subsection shall be subject to arrest.

636 (f) Except as provided in subsection (b) of this section, the

637 Department of Public Safety shall verify the address of each registrant
638 by mailing a nonforwardable verification form by first class mail to the
639 registrant at the registrant's last reported address. If mail is not
640 delivered to a registrant's residential address due to postal restrictions,
641 the Commissioner of Public Safety may develop and implement
642 procedures to verify the addresses of such registrants. Such
643 verification form shall require the registrant to sign a statement that
644 the registrant continues to reside at the registrant's last reported
645 address and to return the form by mail by a date which is no more
646 than ten days after the date such form was mailed to the registrant.
647 The form shall contain a statement that failing to return the form or
648 providing false information is a violation of this section. Each person
649 required to register under the provisions of section 502, 503 or 504 of
650 this act or section 54-253 or 54-254 of the 2008 supplement to the
651 general statutes, as amended by this act, shall have such person's
652 address verified in such manner every ninety days after such person's
653 initial registration date. In the event that a registrant fails to return the
654 address verification form, the Department of Public Safety shall notify
655 the local police department or the state police troop having jurisdiction
656 over the registrant's last reported address, and that agency shall apply
657 for a warrant to be issued for the registrant's arrest under this section.
658 The Department of Public Safety shall not verify the address of
659 registrants whose last reported address was outside this state.

660 (g) Except as provided in subsection (b) of this section, the
661 Department of Public Safety shall verify that each registrant is
662 physically within this state by mailing a nonforwardable verification
663 form by first class mail to the registrant at the registrant's last reported
664 address which requires the registrant to appear in person with the
665 verification form at a prescribed office of the Court Support Services
666 Division within the judicial branch by a date which is ten days after the
667 date such form was mailed to the registrant and submit to the taking of
668 a photograph that reflects the registrant's current appearance and
669 update and verify any information required under section 54-256 of
670 the 2008 supplement to the general statutes, as amended by this act. If

671 mail is not delivered to a registrant's residential address due to postal
672 restrictions, the Commissioner of Public Safety may develop and
673 implement procedures to deliver such form to such registrant. The
674 form shall contain a statement that failure to report to the prescribed
675 office of the Court Support Services Division with the verification form
676 is a violation of this section.

677 (h) Registrants shall appear in person with the verification form at
678 the prescribed office pursuant to subsection (g) of this section in
679 accordance with the following schedule:

680 (1) Any person required to register under section 502 of this act or
681 section 54-253 of the 2008 supplement to the general statutes, as
682 amended by this act, shall appear in person annually after such
683 person's initial registration date;

684 (2) Any person required to register under section 503 of this act shall
685 appear in person every six months after such person's initial
686 registration date;

687 (3) Any person required to register under section 504 of this act shall
688 appear in person every ninety days after such person's initial
689 registration date;

690 (4) Any person required to register under section 54-254 of the 2008
691 supplement to the general statutes, as amended by this act, shall
692 appear in person as directed by the Department of Public Safety;

693 (5) Any person required to register under the provisions of section
694 502, 503 or 504 of this act or section 54-253 or 54-254 of the 2008
695 supplement to the general statutes, as amended by this act, who
696 becomes a transient shall, after reporting such status under
697 subdivision (2) of subsection (a) of this section, appear in person by a
698 date which is not less than ten days or more than fifteen days after
699 such registrant's last reporting date under this section and shall
700 continue to appear in such manner until such registrant is no longer
701 transient.

702 (i) If a registrant fails to physically report in person to the prescribed
703 office of the Court Support Services Division as provided under
704 subsections (g) and (h) of this section, the Court Support Services
705 Division shall electronically notify the Department of Public Safety.
706 The department shall notify the local police department or the state
707 police troop having jurisdiction over the registrant's last reported
708 transient location, and that agency shall apply for a warrant to be
709 issued for the registrant's arrest under this section. The Department of
710 Public Safety shall not require a registrant to report if such registrant's
711 last reported address was outside this state.

712 (j) Any person required to register under the provisions of section
713 502, 503 or 504 of this act or section 54-253 or 54-254 of the 2008
714 supplement to the general statutes, as amended by this act, shall
715 submit to the retaking of a photographic image upon request of, and at
716 the time and place designated by, the Commissioner of Public Safety.

717 (k) Any person required to register under the provisions of section
718 502, 503 or 504 of this act or section 54-253 or 54-254 of the 2008
719 supplement to the general statutes, as amended by this act, shall keep
720 such person's registration current and in compliance with registry
721 requirements. Any period of incarceration or noncompliance shall be
722 excluded from such registrant's registry term and such registration
723 requirement will continue until such registrant meets the required
724 registration period.

725 (l) Any person who violates the registration requirements under this
726 section shall be guilty of a class D felony, except that (1) any person
727 required to register under section 502, 503 or 504 of this act or section
728 54-253 or 54-254 of the 2008 supplement to the general statutes, as
729 amended by this act, shall within three business days of a change of
730 the information required under this section report in person to the
731 Department of Public Safety or a location designated by the
732 department and report such change of information in writing, and (2)
733 any person required to register under the provisions of this section
734 shall within three business days of a change of such information report

735 such change to the Department of Public Safety in writing.

736 Sec. 508. (NEW) (*Effective October 1, 2008*) Any person who has
737 reason to believe that a person required to register under the
738 provisions of section 502, 503 or 504 of this act or section 54-253 or 54-
739 254 of the 2008 supplement to the general statutes, as amended by this
740 act, is in violation of registration requirements and who, with intent to
741 assist the registrant in eluding a law enforcement officer in the
742 investigation or enforcement of such violation, (1) withholds
743 information from, or does not notify, the law enforcement officer about
744 the registrant's noncompliance with the requirements of said sections
745 and, if known, the whereabouts of the registrant, (2) harbors, or
746 attempts to harbor, or assists another person in harboring or
747 attempting to harbor, the registrant, (3) conceals or attempts to conceal,
748 or assists another person in concealing or attempting to conceal, the
749 registrant, (4) knowingly provides false information regarding the
750 registrant, (5) obstructs or hinders the law enforcement officer in the
751 performance of such officer's official duties relative to the investigation
752 or enforcement of such violation, or (6) falsely represents the registrant
753 by signing address verification forms or other official documentation
754 relative to the registration of sexual offenders, shall be guilty of a class
755 D felony.

756 Sec. 509. Section 54-255 of the general statutes is repealed and the
757 following is substituted in lieu thereof (*Effective October 1, 2008*):

758 (a) Upon the conviction or finding of not guilty by reason of mental
759 disease or defect of any person for a violation of section 53a-70b, the
760 court may order the Department of Public Safety to restrict the
761 dissemination of the registration information to law enforcement
762 purposes only and to not make such information available for public
763 access, provided the court finds that dissemination of the registration
764 information is not required for public safety and that publication of the
765 registration information would be likely to reveal the identity of the
766 victim within the community where the victim resides. The court shall
767 remove the restriction on the dissemination of such registration

768 information if, at any time, the court finds that public safety requires
769 that such person's registration information be made available to the
770 public or that a change of circumstances makes publication of such
771 registration information no longer likely to reveal the identity of the
772 victim within the community where the victim resides. Prior to
773 ordering or removing the restriction on the dissemination of such
774 person's registration information, the court shall consider any
775 information or statements provided by the victim.

776 (b) Upon the conviction or finding of not guilty by reason of mental
777 disease or defect of any person of a [criminal offense against a victim
778 who is a minor, a nonviolent sexual offense or a sexually violent
779 offense] tier one offense, tier two offense or tier three offense, where
780 the victim of such offense was, at the time of the offense, under
781 eighteen years of age and related to such person within any of the
782 degrees of kindred specified in section 46b-21, the court may order the
783 Department of Public Safety to restrict the dissemination of the
784 registration information to law enforcement purposes only and to not
785 make such information available for public access, provided the court
786 finds that dissemination of the registration information is not required
787 for public safety and that publication of the registration information
788 would be likely to reveal the identity of the victim within the
789 community where the victim resides. The court shall remove the
790 restriction on the dissemination of such registration information if, at
791 any time, it finds that public safety requires that such person's
792 registration information be made available to the public or that a
793 change in circumstances makes publication of the registration
794 information no longer likely to reveal the identity of the victim within
795 the community where the victim resides.

796 (c) Any person who: (1) Has been convicted or found not guilty by
797 reason of mental disease or defect of a violation of subdivision (1) of
798 subsection (a) of section 53a-71 of the 2008 supplement to the general
799 statutes between October 1, 1988, and June 30, 1999, and was under
800 nineteen years of age at the time of the offense; (2) has been convicted
801 or found not guilty by reason of mental disease or defect of a violation

802 of subdivision (2) of subsection (a) of section 53a-73a of the 2008
803 supplement to the general statutes between October 1, 1988, and June
804 30, 1999; (3) has been convicted or found not guilty by reason of mental
805 disease or defect of a criminal offense against a victim who is a minor,
806 a nonviolent sexual offense or a sexually violent offense, between
807 October 1, 1988, and June 30, 1999, where the victim of such offense
808 was, at the time of the offense, under eighteen years of age and related
809 to such person within any of the degrees of kindred specified in
810 section 46b-21; (4) has been convicted or found not guilty by reason of
811 mental disease or defect of a violation of section 53a-70b between
812 October 1, 1988, and June 30, 1999; or (5) has been convicted or found
813 not guilty by reason of mental disease or defect of any crime between
814 October 1, 1988, and September 30, 1998, which requires registration
815 under sections 54-250 to 54-258a, inclusive, as amended by this act, and
816 (A) served no jail or prison time as a result of such conviction or
817 finding of not guilty by reason of mental disease or defect, (B) has not
818 been subsequently convicted or found not guilty by reason of mental
819 disease or defect of any crime which would require registration under
820 sections 54-250 to 54-258a, inclusive, as amended by this act, and (C)
821 has registered with the Department of Public Safety in accordance with
822 sections 54-250 to 54-258a, inclusive, as amended by this act; may
823 petition the court to order the Department of Public Safety to restrict
824 the dissemination of the registration information to law enforcement
825 purposes only and to not make such information available for public
826 access. Any person who files such a petition shall, pursuant to
827 subsection (b) of section 54-227, as amended by this act, notify the
828 Office of Victim Services and the Victim Services Unit within the
829 Department of Correction of the filing of such petition. The Office of
830 Victim Services or the Victim Services Unit within the Department of
831 Correction, or both, shall, pursuant to section 54-230 or 54-230a, as
832 amended by this act, notify any victim who has requested notification
833 pursuant to subsection (b) of section 54-228, as amended by this act, of
834 the filing of such petition. Prior to granting or denying such petition,
835 the court shall consider any information or statements provided by the
836 victim. The court may order the Department of Public Safety to restrict

837 the dissemination of the registration information to law enforcement
838 purposes only and to not make such information available for public
839 access, provided the court finds that dissemination of the registration
840 information is not required for public safety.

841 (d) The court may order the Department of Public Safety to restrict
842 the dissemination of the registration information for law enforcement
843 purposes or to exempt from registration any person required to
844 register under the provisions of section 502, 503 or 504 of this act or
845 section 54-253 or 54-254 of the 2008 supplement to the general statutes,
846 as amended by this act, who is protected under a state or federal
847 witness protection or relocation program and to not make such
848 information available for public access, provided the court finds that
849 dissemination of the registration information or exemption from
850 registration is not required for public safety and that publication of the
851 registration information would be likely to jeopardize the safety of
852 such protected individual. The court shall remove the restriction on the
853 dissemination or exemption from registration of such registration
854 information if, at any time, it finds that public safety requires that such
855 person's registration information be made available to the public or
856 that a change in circumstances makes publication of the registration
857 information no longer likely to jeopardize the safety of such protected
858 individual. The court shall direct the Department of Public Safety to
859 execute and secure such order and refrain from any further
860 dissemination of information in the matter unless so ordered by the
861 court. Record of the order and activity of the court pertaining to the
862 order shall be sealed from the public.

863 Sec. 510. Section 54-256 of the 2008 supplement to the general
864 statutes is repealed and the following is substituted in lieu thereof
865 (*Effective October 1, 2008*):

866 (a) [Any court, the] The Commissioner of Correction or the
867 Psychiatric Security Review Board, prior to releasing into the
868 community any person convicted or found not guilty by reason of
869 mental disease or defect of a [criminal offense against a victim who is a

870 minor, a nonviolent sexual offense, a sexually violent offense] tier one
871 offense, tier two offense or tier three offense or a felony found by the
872 sentencing court to have been committed for a sexual purpose [, except
873 a person being released unconditionally at the conclusion of such
874 person's sentence or commitment,] shall require as a condition of such
875 release that such person complete the registration procedure
876 established by the Commissioner of Public Safety under [sections 54-
877 251, 54-252 and] section 502, 503 or 504 of this act or section 54-253 or
878 54-254 of the 2008 supplement to the general statutes, as amended by
879 this act. The [court, the] Commissioner of Correction or the Psychiatric
880 Security Review Board, as the case may be, shall provide the person
881 with a written summary of the person's obligations under sections 54-
882 102g of the 2008 supplement to the general statutes, as amended by
883 this act, and 54-250 to 54-258a, inclusive, as amended by this act, and
884 sections 502, 503, 504 and 507 of this act, and transmit the completed
885 registration package to the Commissioner of Public Safety who shall
886 enter the information into the registry established under section
887 54-257, as amended by this act. [If a court transmits the completed
888 registration package to the Commissioner of Public Safety with respect
889 to a person released by the court, such package need not include
890 identifying factors for such person. In the case of a person being
891 released unconditionally who declines to complete the registration
892 package through the court or the releasing agency, the court or agency
893 shall: (1) Except with respect to information that is not available to the
894 public pursuant to court order, rule of court or any provision of the
895 general statutes, provide to the Commissioner of Public Safety the
896 person's name, date of release into the community, anticipated
897 residence address, if known, and criminal history record, any known
898 treatment history of such person, any electronic mail address, instant
899 message address or other similar Internet communication identifier for
900 such person, if known, and any other relevant information; (2) inform
901 the person that such person has an obligation to register within three
902 days with the Commissioner of Public Safety for a period of ten years
903 following the date of such person's release or for life, as the case may
904 be, that if such person changes such person's address such person shall

905 within five days register the new address in writing with the
906 Commissioner of Public Safety and, if the new address is in another
907 state or if such person is employed in another state, carries on a
908 vocation in another state or is a student in another state, such person
909 shall also register with an appropriate agency in that state, provided
910 that state has a registration requirement for such offenders, and that if
911 such person establishes or changes an electronic mail address, instant
912 message address or other similar Internet communication identifier
913 such person shall, within five days, register such identifier with the
914 Commissioner of Public Safety; (3) provide the person with a written
915 summary of the person's obligations under sections 54-102g and 54-250
916 to 54-258a, inclusive, as explained to the person under subdivision (2)
917 of this subsection; and (4) make a specific notation on the record
918 maintained by that agency with respect to such person that the
919 registration requirements were explained to such person and that such
920 person was provided with a written summary of such person's
921 obligations under sections 54-102g and 54-250 to 54-258a, inclusive.] In
922 the case of a person being released unconditionally who refuses to
923 register with the Department of Correction, the Department of
924 Correction shall notify the Department of Public Safety of such refusal
925 and such person, upon release, shall be immediately placed under
926 arrest for a violation of the provisions of section 502, 503 or 504 of this
927 act or section 54-253 or 54-254 of the 2008 supplement to the general
928 statutes, as amended by this act.

929 (b) Any court prior to releasing into the community any person
930 convicted or found not guilty by reason of mental disease or defect of a
931 tier one offense, tier two offense or tier three offense or a felony found
932 by the sentencing court to have been committed for a sexual purpose,
933 shall order such person to report in person to the Commissioner of
934 Public Safety within three days following such release. The court shall
935 obtain such person's residence address and complete a form provided
936 by the Department of Public Safety, which includes a written summary
937 of the person's obligations under section 54-102g of the 2008
938 supplement to the general statutes, as amended by this act, sections 54-

939 250 to 54-258a, inclusive, as amended by this act, and sections 502, 503,
940 504 and 507 of this act. The court shall provide a copy of such form to
941 such person prior to their release. The court shall sign the form
942 acknowledging that such person's registration requirement had been
943 explained to such person and such person shall sign the form
944 acknowledging that such person understood such person's registration
945 requirements. If such person refuses to sign such form and provide
946 such information, the court shall order immediate registration of such
947 person and shall contact the Department of Public Safety to complete
948 such registration. If such person refuses to complete such registration,
949 such person shall be placed under arrest for violation of sections 54-
950 250 to 54-258a, inclusive, as amended by this act, and sections 502, 503,
951 504 and 507 of this act.

952 **[(b)] (c)** Whenever a person is convicted or found not guilty by
953 reason of mental disease or defect of an offense that will require such
954 person to register under section [54-251, 54-252] 502, 503 or 504 of this
955 act or section 54-253 or 54-254 of the 2008 supplement to the general
956 statutes, as amended by this act, the court shall provide to the
957 Department of Public Safety a written summary of the offense that
958 includes the age and sex of any victim of the offense and a specific
959 description of the offense. Such summary shall be added to the registry
960 information made available to the public through the Internet.

961 **(d)** Any person fourteen years of age or older who has been
962 convicted or found not guilty by reason of mental disease or defect of a
963 violation of subdivision (1), (2) or (4) of subsection (a) of section 53a-70
964 or of section 53a-70a, after the case of such person has been transferred
965 to the regular criminal docket in accordance with section 46b-127, shall
966 register under the provisions of section 54-253 of the 2008 supplement
967 to the general statutes, as amended by this act, except that the court at
968 its discretion may reduce the registration period to twenty-five years if
969 such person has (1) not been convicted of any offense for which
970 imprisonment for more than one year was imposed, (2) not been
971 convicted of another sexual offense, (3) successfully completed any
972 periods of probation and parole, and (4) successfully completed an

973 appropriate sexual offender treatment program certified by the state.

974 Sec. 511. Section 54-257 of the general statutes is repealed and the
975 following is substituted in lieu thereof (*Effective October 1, 2008*):

976 (a) The Department of Public Safety shall, not later than January 1,
977 1999, establish and maintain a registry of all persons required to
978 register under sections 502, 503 and 504 of this act and sections [54-251,
979 54-252,] 54-253 and 54-254 of the 2008 supplement to the general
980 statutes, as amended by this act. The department shall, in cooperation
981 with the Office of the Chief Court Administrator, the Department of
982 Correction and the Psychiatric Security Review Board, develop
983 appropriate forms for use by agencies and individuals to report
984 registration information, including changes of address. Upon receipt of
985 registration information, the department shall enter the information
986 into the registry and notify the local police department or state police
987 troop having jurisdiction where the registrant resides or plans to
988 reside, is employed or plans to be employed, carries on a vocation or is
989 a student. If a registrant notifies the Department of Public Safety that
990 such registrant is employed at, carries on a vocation at or is a student
991 at a youth camp, as defined in section 19a-420, a provider of child day
992 care services, as defined in section 19a-77, a public or private
993 educational institution including an elementary, middle or high
994 school, a regional vocational-technical school, a charter school or a
995 trade or professional institution or institution of higher learning in this
996 state, the department shall notify the law enforcement agency with
997 jurisdiction over such institution. If a registrant reports a residence in
998 another state, the department shall notify the state police agency of
999 that state or such other agency in that state that maintains registry
1000 information, if known. The department shall also transmit all
1001 registration information, conviction data, photographic images and
1002 fingerprints to the Federal Bureau of Investigation in such form as said
1003 bureau shall require for inclusion in a national registry. The local
1004 police department or state police troop having jurisdiction where the
1005 registrant resides or plans to reside, is employed or plans to be
1006 employed, carries on a vocation or is a student shall develop policies

1007 and procedures to verify the accuracy of the information provided by
1008 the registrant as well as uniform procedures to investigate the
1009 registrant's continued compliance with registration requirements and
1010 any violations of such requirements. The Department of Public Safety
1011 shall develop and maintain software applications to allow local
1012 jurisdictions to effectively and efficiently track and manage local
1013 sexual offender registry programs.

1014 (b) The Department of Public Safety may suspend the registration of
1015 any person registered under section 502, 503 or 504 of this act or
1016 section [54-251, 54-252,] 54-253 or 54-254 of the 2008 supplement to the
1017 general statutes, as amended by this act, while such person is
1018 incarcerated, under civil commitment, medically incapacitated or
1019 residing outside this state. During the period that such registration is
1020 under suspension, the department is not required to verify the address
1021 of the registrant [pursuant to subsection (c) of this section] and may
1022 withdraw the registration information from public access. Upon the
1023 release of the registrant from incarceration or civil commitment, [or]
1024 the resumption of residency in this state by the registrant or the
1025 registrant becoming medically capable, the department shall reinstate
1026 the registration, redistribute the registration information in accordance
1027 with subsection (a) of this section and resume verifying the address of
1028 the registrant. [in accordance with subsection (c) of this section.]
1029 Suspension of registration shall not affect the date of expiration of the
1030 registration obligation of the registrant under section 502, 503 or 504 of
1031 this act or section [54-251, 54-252 or] 54-253 or 54-254 of the 2008
1032 supplement to the general statutes, as amended by this act.

1033 [(c) Except as provided in subsection (b) of this section, the
1034 Department of Public Safety shall verify the address of each registrant
1035 by mailing a nonforwardable verification form to the registrant at the
1036 registrant's last reported address. Such form shall require the registrant
1037 to sign a statement that the registrant continues to reside at the
1038 registrant's last reported address and return the form by mail by a date
1039 which is ten days after the date such form was mailed to the registrant.
1040 The form shall contain a statement that failure to return the form or

1041 providing false information is a violation of section 54-251, 54-252, 54-
1042 253 or 54-254, as the case may be. Each person required to register
1043 under section 54-251, 54-252, 54-253 or 54-254 shall have such person's
1044 address verified in such manner every ninety days after such person's
1045 initial registration date. In the event that a registrant fails to return the
1046 address verification form, the Department of Public Safety shall notify
1047 the local police department or the state police troop having jurisdiction
1048 over the registrant's last reported address, and that agency shall apply
1049 for a warrant to be issued for the registrant's arrest under section 54-
1050 251, 54-252, 54-253 or 54-254, as the case may be. The Department of
1051 Public Safety shall not verify the address of registrants whose last
1052 reported address was outside this state.]

1053 [(d)] (c) The Department of Public Safety shall include in the registry
1054 the most recent photographic image of each registrant taken by the
1055 department, the Department of Correction, a law enforcement agency
1056 or the Court Support Services Division of the Judicial Department and
1057 shall retake the photographic image of each registrant at least once
1058 every [five years] year.

1059 [(e) Whenever the Commissioner of Public Safety receives notice
1060 from a superior court pursuant to section 52-11 or a probate court
1061 pursuant to section 45a-99 that such court has ordered the change of
1062 name of a person, and the department determines that such person is
1063 listed in the registry, the department shall revise such person's
1064 registration information accordingly.]

1065 [(f)] (d) The Commissioner of Public Safety shall develop a protocol
1066 for the notification of other state agencies, the Judicial Department and
1067 local police departments whenever a person listed in the registry
1068 changes such person's name and notifies the commissioner of the new
1069 name pursuant to section 502, 503 or 504 of this act or section [54-251,
1070 54-252,] 54-253 or 54-254 of the 2008 supplement to the general
1071 statutes, as amended by this act. [or whenever the commissioner
1072 determines pursuant to subsection (e) of this section that a person
1073 listed in the registry has changed such person's name.]

1074 Sec. 512. Subdivision (3) of subsection (a) of section 54-258 of the
1075 2008 supplement to the general statutes is repealed and the following
1076 is substituted in lieu thereof (*Effective October 1, 2008*):

1077 (3) Notwithstanding the provisions of subdivisions (1) and (2) of
1078 this subsection, state agencies, the Judicial Department, state police
1079 troops and local police departments shall not disclose the identity of
1080 any victim of a crime committed by a registrant, [or] treatment
1081 information, a registrant's Social Security number, a telephone number
1082 or cellular mobile telephone number subscribed to or used by the
1083 registrant, or any electronic mail address, instant message address or
1084 other similar Internet communication identifier used, established or
1085 changed by a registrant, that is provided to the registry pursuant to
1086 sections 54-102g [and] of the 2008 supplement to the general statutes,
1087 as amended by this act, 54-250 to 54-258a, inclusive, as amended by
1088 this act, and sections 502, 503, 504, 507 and 508 of this act, except to
1089 government agencies for bona fide law enforcement or security
1090 purposes.

1091 Sec. 513. Subdivision (6) of subsection (a) of section 54-258 of the
1092 2008 supplement to the general statutes is repealed and the following
1093 is substituted in lieu thereof (*Effective October 1, 2008*):

1094 (6) When any registrant completes the registrant's term of
1095 registration or is otherwise released from the obligation to register
1096 under the provisions of section 502, 503 or 504 of this act or section [54-
1097 251, 54-252.] 54-253 or 54-254 of the 2008 supplement to the general
1098 statutes, as amended by this act, the Department of Public Safety shall
1099 notify any state police troop or local police department having
1100 jurisdiction over the registrant's last reported residence address that
1101 the person is no longer a registrant, and the Department of Public
1102 Safety, state police troop and local police department shall remove the
1103 registrant's name and information from the registry.

1104 Sec. 514. Subsection (a) of section 54-259a of the 2008 supplement to
1105 the general statutes is repealed and the following is substituted in lieu

1106 thereof (*Effective October 1, 2008*):

1107 (a) There is established a Risk Assessment Board consisting of the
1108 Commissioner of Correction, the Commissioner of Mental Health and
1109 Addiction Services, the Commissioner of Public Safety, the Chief
1110 State's Attorney, the Chief Public Defender, the chairperson of the
1111 Board of Pardons and Paroles, the executive director of the Court
1112 Support Services Division of the Judicial Department, the Attorney
1113 General and the chairpersons and ranking members of the joint
1114 standing committees of the General Assembly having cognizance of
1115 matters relating to the judiciary and public safety, or their designees, a
1116 victim advocate with experience working with sexual assault victims
1117 and sexual offenders appointed by the Governor, a forensic
1118 psychiatrist with experience in the treatment of sexual offenders
1119 appointed by the Governor and a person trained in the identification,
1120 assessment and treatment of sexual offenders appointed by the
1121 Governor. The Commissioner of Public Safety, or a designee, shall
1122 serve as chairperson of the board.

1123 Sec. 515. (*Effective July 1, 2008*) (a) There is established a Sex
1124 Offender Registry Policy Advisory Committee which shall consist of
1125 the Commissioner of Correction, the Commissioner of Mental Health
1126 and Addiction Services, the Commissioner of Public Safety, the Chief
1127 State's Attorney, the Chief Public Defender, the chairperson of the
1128 Board of Pardons and Paroles, the executive director of the Court
1129 Support Services Division within the judicial branch, the chairpersons
1130 and ranking members of the joint standing committees of the General
1131 Assembly having cognizance of matters relating to the judiciary and
1132 public safety, or their designees, and three members appointed by the
1133 Governor, one of whom shall be a victim advocate with experience
1134 working with sexual assault victims and sexual offenders, one of
1135 whom shall be a forensic psychiatrist with experience in the treatment
1136 of sexual offenders and one of whom shall be a person trained in the
1137 identification, assessment and treatment of sexual offenders. The
1138 Commissioner of Public Safety, or a designee, shall serve as
1139 chairperson of the board.

1140 (b) Not later than February 1, 2009, the committee shall submit a
1141 report to the joint standing committee of the General Assembly having
1142 cognizance of matters relating to the judiciary, in accordance with the
1143 provisions of section 11-4a of the general statutes, setting forth its
1144 findings and recommendations concerning the implementation of the
1145 provisions of this act and its recommendations to improve the method
1146 and content of registry information that is provided to the public.

1147 Sec. 516. (NEW) (*Effective October 1, 2008*) (a) A person is guilty of
1148 aggravated public indecency when such person commits public
1149 indecency, as provided in section 53a-186 of the general statutes, and a
1150 victim of the offense is under eighteen years of age at the time of
1151 offense.

1152 (b) Aggravated public indecency is a class A misdemeanor.

1153 Sec. 517. Section 53-21 of the 2008 supplement to the general statutes
1154 is repealed and the following is substituted in lieu thereof (*Effective*
1155 *October 1, 2008*):

1156 (a) Any person who (1) wilfully or unlawfully causes or permits any
1157 child under the age of sixteen years to be placed in such a situation
1158 that the life or limb of such child is endangered, the health of such
1159 child is likely to be injured or the morals of such child are likely to be
1160 impaired, or does any act likely to impair the health or morals of any
1161 such child, or (2) [has contact with the intimate parts, as defined in
1162 section 53a-65, of a child under the age of sixteen years or subjects a
1163 child under sixteen years of age to contact with the intimate parts of
1164 such person, in a sexual and indecent manner likely to impair the
1165 health or morals of such child, or (3)] permanently transfers the legal
1166 or physical custody of a child under the age of sixteen years to another
1167 person for money or other valuable consideration or acquires or
1168 receives the legal or physical custody of a child under the age of
1169 sixteen years from another person upon payment of money or other
1170 valuable consideration to such other person or a third person, except in
1171 connection with an adoption proceeding that complies with the

1172 provisions of chapter 803, shall be guilty of a class C felony. [for a
1173 violation of subdivision (1) or (3) of this subsection and a class B felony
1174 for a violation of subdivision (2) of this subsection, except that, if the
1175 violation is of subdivision (2) of this subsection and the victim of the
1176 offense is under thirteen years of age, such person shall be sentenced
1177 to a term of imprisonment of which five years of the sentence imposed
1178 may not be suspended or reduced by the court.]

1179 (b) The act of a parent or agent leaving an infant thirty days or
1180 younger with a designated employee pursuant to section 17a-58 shall
1181 not constitute a violation of this section.

1182 Sec. 518. (NEW) (*Effective October 1, 2008*) Any person who has
1183 contact with the intimate parts, as defined in section 53a-65 of the
1184 general statutes, of a child under thirteen years of age or subjects a
1185 child under thirteen years of age to contact with the intimate parts of
1186 such person, in a sexual and indecent manner likely to impair the
1187 health or morals of such child, shall be guilty of a class A felony.

1188 Sec. 519. (NEW) (*Effective October 1, 2008*) Any person who has
1189 contact with the intimate parts, as defined in section 53a-65 of the
1190 general statutes, of a child thirteen years of age or older but under
1191 sixteen years of age or subjects a child thirteen years of age or older but
1192 under sixteen years of age to contact with the intimate parts of such
1193 person, in a sexual and indecent manner likely to impair the health or
1194 morals of such child, shall be guilty of a class B felony.

1195 Sec. 520. Section 8-45a of the general statutes is repealed and the
1196 following is substituted in lieu thereof (*Effective October 1, 2008*):

1197 A housing authority, as defined in subsection (b) of section 8-39, in
1198 determining eligibility for the rental of public housing units may
1199 establish criteria and consider relevant information concerning (1) an
1200 applicant's or any proposed occupant's history of criminal activity
1201 involving: (A) Crimes of physical violence to persons or property, (B)
1202 crimes involving the illegal manufacture, sale, distribution or use of, or
1203 possession with intent to manufacture, sell, use or distribute, a

1204 controlled substance, as defined in section 21a-240, or (C) other
1205 criminal acts which would adversely affect the health, safety or welfare
1206 of other tenants, (2) an applicant's or any proposed occupant's abuse,
1207 or pattern of abuse, of alcohol when the housing authority has
1208 reasonable cause to believe that such applicant's or proposed
1209 occupant's abuse, or pattern of abuse, of alcohol may interfere with the
1210 health, safety or right to peaceful enjoyment of the premises by other
1211 residents, and (3) an applicant or any proposed occupant who is
1212 subject to a lifetime registration requirement under section [54-252] 504
1213 of this act on account of being convicted or found not guilty by reason
1214 of mental disease or defect of a [sexually violent offense] tier three
1215 offense. In evaluating any such information, the housing authority
1216 shall give consideration to the time, nature and extent of the
1217 applicant's or proposed occupant's conduct and to factors which might
1218 indicate a reasonable probability of favorable future conduct such as
1219 evidence of rehabilitation and evidence of the willingness of the
1220 applicant, the applicant's family or the proposed occupant to
1221 participate in social service or other appropriate counseling programs
1222 and the availability of such programs.

1223 Sec. 521. Section 18-78b of the general statutes is repealed and the
1224 following is substituted in lieu thereof (*Effective October 1, 2008*):

1225 There is established a Victim Services Unit within the Department of
1226 Correction. The duties and responsibilities of the unit shall include, but
1227 not be limited to: (1) Receiving notices pursuant to section 54-227, as
1228 amended by this act, from inmates applying for release or sentence
1229 reduction or review, persons applying for exemption from the
1230 registration requirements of section [54-251] 502 or 503 of this act and
1231 persons filing a petition for an order restricting the dissemination of
1232 registration information or removing such restriction pursuant to
1233 section 54-255, as amended by this act, (2) receiving requests for
1234 notification from victims of crime or members of an inmate's
1235 immediate family pursuant to section 54-228, as amended by this act,
1236 and receiving notices of changes of address from victims pursuant to
1237 said section, (3) receiving requests for notification from prosecuting

1238 officials pursuant to section 54-229, and (4) notifying persons pursuant
1239 to section 54-230a, as amended by this act, who have requested to be
1240 notified pursuant to section 54-228, as amended by this act, or 54-229.

1241 Sec. 522. Subparagraph (G) of subdivision (2) of subsection (d) of
1242 section 20-327b of the 2008 supplement to the general statutes is
1243 repealed and the following is substituted in lieu thereof (*Effective*
1244 *October 1, 2008*):

1245 (G) A statement that information concerning the residence address
1246 of a person convicted of a crime may be available from law
1247 enforcement agencies or the Department of Public Safety and that the
1248 Department of Public Safety maintains a site on the Internet listing
1249 information about the residence address of persons required to register
1250 under section [54-251, 54-252] 502, 503 or 504 of this act, 54-253 of the
1251 2008 supplement to the general statutes, as amended by this act, or 54-
1252 254 of the 2008 supplement to the general statutes, as amended by this
1253 act, who have so registered.

1254 Sec. 523. Subsection (a) of section 53a-30 of the general statutes is
1255 repealed and the following is substituted in lieu thereof (*Effective*
1256 *October 1, 2008*):

1257 (a) When imposing sentence of probation or conditional discharge,
1258 the court may, as a condition of the sentence, order that the defendant:
1259 (1) Work faithfully at a suitable employment or faithfully pursue a
1260 course of study or of vocational training that will equip the defendant
1261 for suitable employment; (2) undergo medical or psychiatric treatment
1262 and remain in a specified institution, when required for that purpose;
1263 (3) support the defendant's dependents and meet other family
1264 obligations; (4) make restitution of the fruits of the defendant's offense
1265 or make restitution, in an amount the defendant can afford to pay or
1266 provide in a suitable manner, for the loss or damage caused thereby
1267 and the court may fix the amount thereof and the manner of
1268 performance; (5) if a minor, (A) reside with the minor's parents or in a
1269 suitable foster home, (B) attend school, and (C) contribute to the

1270 minor's own support in any home or foster home; (6) post a bond or
1271 other security for the performance of any or all conditions imposed; (7)
1272 refrain from violating any criminal law of the United States, this state
1273 or any other state; (8) if convicted of a misdemeanor or a felony, other
1274 than a capital felony, a class A felony or a violation of section 21a-278
1275 of the 2008 supplement to the general statutes, 21a-278a, 53a-55, 53a-56,
1276 53a-56b, 53a-57, 53a-58 or 53a-70b or any offense for which there is a
1277 mandatory minimum sentence which may not be suspended or
1278 reduced by the court, and any sentence of imprisonment is suspended,
1279 participate in an alternate incarceration program; (9) reside in a
1280 residential community center or halfway house approved by the
1281 Commissioner of Correction, and contribute to the cost incident to
1282 such residence; (10) participate in a program of community service
1283 labor in accordance with section 53a-39c; (11) participate in a program
1284 of community service in accordance with section 51-181c; (12) if
1285 convicted of a violation of subdivision (2) of subsection (a) of section
1286 53-21 of the 2008 supplement to the general statutes, as amended by
1287 this act, section 53a-70, 53a-70a, 53a-70b, 53a-71 of the 2008 supplement
1288 to the general statutes, 53a-72a or 53a-72b, undergo specialized sexual
1289 offender treatment; (13) if convicted of a [criminal offense against a
1290 victim who is a minor, a nonviolent sexual offense or a sexually violent
1291 offense] tier one offense, tier two offense or tier three offense, as
1292 defined in section 54-250, as amended by this act, or of a felony that the
1293 court finds was committed for a sexual purpose, as provided in section
1294 54-254 of the 2008 supplement to the general statutes, as amended by
1295 this act, register such person's identifying factors, as defined in section
1296 54-250, as amended by this act, with the Commissioner of Public Safety
1297 when required pursuant to section [54-251, 54-252] 502, 503 or 504 of
1298 this act or 54-253 of the 2008 supplement to the general statutes, as
1299 amended by this act, as the case may be; (14) be subject to electronic
1300 monitoring, which may include the use of a global positioning system;
1301 (15) if convicted of a violation of section 46a-58 of the 2008 supplement
1302 to the general statutes, 53a-37a of the 2008 supplement to the general
1303 statutes, 53a-181j, 53a-181k or 53a-181l, participate in an anti-bias crime
1304 education program; (16) if convicted of a violation of section 53-247,

1305 undergo psychiatric or psychological counseling or participate in an
1306 animal cruelty prevention and education program provided such a
1307 program exists and is available to the defendant; or (17) satisfy any
1308 other conditions reasonably related to the defendant's rehabilitation.
1309 The court shall cause a copy of any such order to be delivered to the
1310 defendant and to the probation officer, if any.

1311 Sec. 524. Subsection (b) of section 54-227 of the general statutes is
1312 repealed and the following is substituted in lieu thereof (*Effective*
1313 *October 1, 2008*):

1314 (b) Any person who files an application with the court to be
1315 exempted from the registration requirements of section [54-251] 502 or
1316 503 of this act pursuant to subsection (b) or (c) of said [section] sections
1317 and any person who files a petition with the court pursuant to section
1318 54-255, as amended by this act, for an order restricting the
1319 dissemination of the registration information or removing such
1320 restriction shall notify the Office of Victim Services and the Victim
1321 Services Unit within the Department of Correction of the filing of such
1322 application or petition on a form prescribed by the Office of the Chief
1323 Court Administrator. Notwithstanding any provision of the general
1324 statutes, no such application or petition shall be considered unless
1325 such person has notified the Office of Victim Services and the Victim
1326 Services Unit within the Department of Correction pursuant to this
1327 subsection and provides proof of such notice as part of the application
1328 or petition.

1329 Sec. 525. Subsection (b) of section 54-228 of the general statutes is
1330 repealed and the following is substituted in lieu thereof (*Effective*
1331 *October 1, 2008*):

1332 (b) Any victim of a [criminal offense against a victim who is a
1333 minor, a nonviolent sexual offense or a sexually violent offense] tier
1334 one offense, tier two offense or tier three offense, as those terms are
1335 defined in section 54-250, as amended by this act, or a felony found by
1336 the sentencing court to have been committed for a sexual purpose, as

1337 provided in section 54-254 of the 2008 supplement to the general
1338 statutes, as amended by this act, who desires to be notified whenever
1339 the person who was convicted or found not guilty by reason of mental
1340 disease or defect of such offense files an application with the court to
1341 be exempted from the registration requirements of section [54-251] 502
1342 or 503 of this act pursuant to subsection (b) or (c) of said [section]
1343 sections or files a petition with the court pursuant to section 54-255, as
1344 amended by this act, for an order restricting the dissemination of the
1345 registration information, or removing such restriction, may complete
1346 and file a request for notification with the Office of Victim Services or
1347 the Victim Services Unit within the Department of Correction.

1348 Sec. 526. Subsection (b) of section 54-230 of the general statutes is
1349 repealed and the following is substituted in lieu thereof (*Effective*
1350 *October 1, 2008*):

1351 (b) Upon receipt of notice from a person pursuant to subsection (b)
1352 of section 54-227, as amended by this act, the Office of Victim Services
1353 shall notify by certified mail all persons who have requested to be
1354 notified pursuant to subsection (b) of section 54-228, as amended by
1355 this act, whenever such person files an application with the court to be
1356 exempted from the registration requirements of section [54-251] 502 or
1357 503 of this act pursuant to [subsections] subsection (b) or (c) of said
1358 [section] sections or files a petition with the court pursuant to section
1359 54-255, as amended by this act, for an order restricting the
1360 dissemination of the registration information, or removing such
1361 restriction. Such notice shall be in writing and notify each person of the
1362 nature of the exemption or of the restriction or removal of the
1363 restriction being applied for, the address and telephone number of the
1364 court to which the application or petition by the person was made, and
1365 the date and place of the hearing or session, if any, scheduled on the
1366 application or petition.

1367 Sec. 527. Subsection (b) of section 54-230a of the general statutes is
1368 repealed and the following is substituted in lieu thereof (*Effective*
1369 *October 1, 2008*):

1370 (b) Upon receipt of notice from a person pursuant to subsection (b)
1371 of section 54-227, as amended by this act, the Victim Services Unit
1372 within the Department of Correction shall notify by certified mail all
1373 persons who have requested to be notified pursuant to subsection (b)
1374 of section 54-228, as amended by this act, whenever such person files
1375 an application with the court to be exempted from the registration
1376 requirements of section [54-251] 502 or 503 of this act pursuant to
1377 [subsections] subsection (b) or (c) of said [section] sections or files a
1378 petition with the court pursuant to section 54-255, as amended by this
1379 act, for an order restricting the dissemination of the registration
1380 information, or removing such restriction. Such notice shall be in
1381 writing and notify each person of the nature of the exemption or of the
1382 restriction or the removal of the restriction being applied for, the
1383 address and telephone number of the court to which the application or
1384 petition by the person was made, and the date and place of the hearing
1385 or session, if any, scheduled on the application or petition.

1386 Sec. 528. Subdivision (2) of subsection (a) of section 54-258 of the
1387 2008 supplement to the general statutes is repealed and the following
1388 is substituted in lieu thereof (*Effective October 1, 2008*):

1389 (2) Any state agency, the Judicial Department, any state police troop
1390 or any local police department may, at its discretion, notify any
1391 government agency, private organization or individual of registration
1392 information when such agency, said department, such troop or such
1393 local police department, as the case may be, believes such notification
1394 is necessary to protect the public or any individual in any jurisdiction
1395 from any person who is subject to registration under section [54-251,
1396 54-252] 502, 503 or 504 of this act, 54-253 of the 2008 supplement to the
1397 general statutes, as amended by this act, or 54-254 of the 2008
1398 supplement to the general statutes, as amended by this act.

1399 Sec. 529. Section 54-260b of the 2008 supplement to the general
1400 statutes is repealed and the following is substituted in lieu thereof
1401 (*Effective October 1, 2008*):

1402 (a) For the purposes of this section:

1403 (1) "Basic subscriber information" means: (A) Name, (B) address, (C)
1404 age or date of birth, (D) electronic mail address, instant message
1405 address or other similar Internet communication identifier, and (E)
1406 subscriber number or identity, including any assigned Internet
1407 protocol address;

1408 (2) "Electronic communication" means "electronic communication"
1409 as defined in 18 USC 2510, as amended from time to time;

1410 (3) "Electronic communication service" means "electronic
1411 communication service" as defined in 18 USC 2510, as amended from
1412 time to time;

1413 (4) "Registrant" means a person required to register under section
1414 [54-251, 54-252] 502, 503 or 504 of this act, 54-253 of the 2008
1415 supplement to the general statutes, as amended by this act, or 54-254 of
1416 the 2008 supplement to the general statutes, as amended by this act;

1417 (5) "Remote computing service" means "remote computing service"
1418 as defined in section 18 USC 2711, as amended from time to time; and

1419 (6) "Wire communication" means "wire communication" as defined
1420 in 18 USC 2510, as amended from time to time.

1421 (b) The Commissioner of Public Safety shall designate a sworn law
1422 enforcement officer to serve as liaison between the Department of
1423 Public Safety and providers of electronic communication services or
1424 remote computing services to facilitate the exchange of non-
1425 personally-identifiable information concerning registrants.

1426 (c) Whenever such designated law enforcement officer ascertains
1427 from such exchange of non-personally-identifiable information that
1428 there are subscribers, customers or users of such providers who are
1429 registrants, such officer shall initiate a criminal investigation to
1430 determine if such registrants are in violation of the registration
1431 requirements of section [54-251, 54-252] 502, 503 or 504 of this act, 54-

1432 253 of the 2008 supplement to the general statutes, as amended by this
1433 act, or 54-254 of the 2008 supplement to the general statutes, as
1434 amended by this act, or of the terms and conditions of their parole or
1435 probation by virtue of being subscribers, customers or users of such
1436 providers.

1437 (d) Such designated law enforcement officer may request an ex
1438 parte order from a judge of the Superior Court to compel a provider of
1439 electronic communication service or remote computing service to
1440 disclose basic subscriber information pertaining to subscribers,
1441 customers or users who have been identified by such provider to be
1442 registrants. The judge shall grant such order if the law enforcement
1443 officer offers specific and articulable facts showing that there are
1444 reasonable grounds to believe that the basic subscriber information
1445 sought is relevant and material to the ongoing criminal investigation.
1446 The order shall state upon its face the case number assigned to such
1447 investigation, the date and time of issuance and the name of the judge
1448 authorizing the order. The law enforcement officer shall have any ex
1449 parte order issued pursuant to this subsection signed by the
1450 authorizing judge within forty-eight hours or not later than the next
1451 business day, whichever is earlier.

1452 (e) A provider of electronic communication service or remote
1453 computing service shall disclose basic subscriber information to such
1454 designated law enforcement officer when an order is issued pursuant
1455 to subsection (d) of this section.

1456 (f) A provider of electronic communication service or remote
1457 computing service that provides information in good faith pursuant to
1458 an order issued pursuant to subsection (d) of this section shall be
1459 afforded the legal protections provided under 18 USC 3124, as
1460 amended from time to time, with regard to such actions.

1461 Sec. 530. Section 54-102g of the 2008 supplement to the general
1462 statutes is repealed and the following is substituted in lieu thereof
1463 (*Effective October 1, 2008*):

1464 (a) Any person who has been convicted of a [criminal offense
1465 against a victim who is a minor, a nonviolent sexual offense or a
1466 sexually violent offense] tier one offense, tier two offense or tier three
1467 offense, as those terms are defined in section 54-250, as amended by
1468 this act, or a felony, and has been sentenced on that conviction to the
1469 custody of the Commissioner of Correction shall, prior to release from
1470 custody and at such time as the commissioner may specify, submit to
1471 the taking of a blood or other biological sample for DNA
1472 (deoxyribonucleic acid) analysis to determine identification
1473 characteristics specific to the person. If any person required to submit
1474 to the taking of a blood or other biological sample pursuant to this
1475 subsection refuses to do so, the Commissioner of Correction or the
1476 commissioner's designee shall notify the Department of Public Safety
1477 within thirty days of such refusal for the initiation of criminal
1478 proceedings against such person.

1479 (b) Any person who is convicted of a [criminal offense against a
1480 victim who is a minor, a nonviolent sexual offense or a sexually violent
1481 offense] tier one offense, tier two offense or tier three offense, as those
1482 terms are defined in section 54-250, as amended by this act, or a felony
1483 and is not sentenced to a term of confinement shall, as a condition of
1484 such sentence and at such time as the sentencing court may specify,
1485 submit to the taking of a blood or other biological sample for DNA
1486 (deoxyribonucleic acid) analysis to determine identification
1487 characteristics specific to the person.

1488 (c) Any person who has been found not guilty by reason of mental
1489 disease or defect pursuant to section 53a-13 of a [criminal offense
1490 against a victim who is a minor, a nonviolent sexual offense or a
1491 sexually violent offense] tier one offense, tier two offense or tier three
1492 offense, as those terms are defined in section 54-250, as amended by
1493 this act, or a felony, and is in custody as a result of that finding, shall,
1494 prior to discharge from custody in accordance with subsection (e) of
1495 section 17a-582 of the 2008 supplement to the general statutes, section
1496 17a-588 of the 2008 supplement to the general statutes or subsection (g)
1497 of section 17a-593 of the 2008 supplement to the general statutes and at

1498 such time as the Commissioner of Mental Health and Addiction
1499 Services or the Commissioner of Developmental Services with whom
1500 such person has been placed may specify, submit to the taking of a
1501 blood or other biological sample for DNA (deoxyribonucleic acid)
1502 analysis to determine identification characteristics specific to the
1503 person.

1504 (d) Any person who has been convicted of a [criminal offense
1505 against a victim who is a minor, a nonviolent sexual offense or a
1506 sexually violent offense] tier one offense, tier two offense or tier three
1507 offense, as those terms are defined in section 54-250, as amended by
1508 this act, or a felony, and is serving a period of probation or parole, and
1509 who has not submitted to the taking of a blood or other biological
1510 sample pursuant to subsection (a), (b) or (c) of this section, shall, prior
1511 to discharge from the custody of the Court Support Services Division
1512 or the Department of Correction and at such time as said division or
1513 department may specify, submit to the taking of a blood or other
1514 biological sample for DNA (deoxyribonucleic acid) analysis to
1515 determine identification characteristics specific to the person.

1516 (e) Any person who has been convicted or found not guilty by
1517 reason of mental disease or defect in any other state or jurisdiction of a
1518 felony or of any crime, the essential elements of which are
1519 substantially the same as a [criminal offense against a victim who is a
1520 minor, a nonviolent sexual offense or a sexually violent offense] tier
1521 one offense, tier two offense or tier three offense, as those terms are
1522 defined in section 54-250, as amended by this act, and is in the custody
1523 of the Commissioner of Correction, is under the supervision of the
1524 Judicial Department or the Board of Pardons and Paroles or is under
1525 the jurisdiction of the Psychiatric Security Review Board, shall, prior to
1526 discharge from such custody, supervision or jurisdiction submit to the
1527 taking of a blood or other biological sample for DNA
1528 (deoxyribonucleic acid) analysis to determine identification
1529 characteristics specific to the person.

1530 (f) The analysis shall be performed by the Division of Scientific

1531 Services within the Department of Public Safety. The identification
1532 characteristics of the profile resulting from the DNA analysis shall be
1533 stored and maintained by the division in a DNA data bank and shall
1534 be made available only as provided in section 54-102j.

1535 (g) Any person who refuses to submit to the taking of a blood or
1536 other biological sample pursuant to this section shall be guilty of a
1537 class A misdemeanor.

1538 Sec. 531. (*Effective October 1, 2008*) Sections 54-251 and 54-252 of the
1539 general statutes are repealed."